THE HONOUABLE SRI JUSTICE V.ESWARAIAH

W.P. No. 15819 of 2006

Date:26-07-2007

Between:

Y.V.Ramachandra and another **.. PETITIONERS**

AND

The State of A.P. rep. By its Principal Secretary, SWD,Hyderabad and two others

..

RESPONDENTS

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ORDER:

The petitioners seek a writ of mandamus to declare the notice issued by the 1st respondent vide proceedings Dis.No.71/E.O/07, dated 30.05.2007, as illegal and arbitrary.

The case of the petitioners is that the second petitioner is the mother of the first petitioner and the third respondent is the wife of the 1st petitioner's younger brother viz. Lakshmi Narayana. It is stated that with regard to the domestic disputes between the third respondent and her husband Lakshminarayana, on an application filed by the third respondent, a pre-litigation dispute between the third respondent and her husband was entertained by the Protection Officer/second respondent and in that connection the said third respondent and her husband were directed to appear before the second respondent on 07.06.2007 along with the records to put-forth the case of the husband of the third respondent so as to settle the matter amicably through counseling. The said notice was also addressed to the first petitioner.

The case of the petitioners is that calling them on the complaint of the third respondent is illegal and arbitrary. It is stated that the third respondent also made a complaint against the petitioners.

The perusal of the pre-litigation notice does not go to show that a specific complaint has been made against the petitioners. But, however, whether the complaint has been made or not against the petitioners and whether the petitioners also responsible for any domestic violence is a matter to be enquired by the protection officer to take appropriate action. But, this writ petition is filed questioning the pre-litigation notice, which is not maintainable, and hence the writ

petition is liable to be dismissed.

The writ petition is accordingly dismissed. There shall be no order as to costs.

V.ESWARAIAH, J.

Date:26.07.2007
CCM/DSK